IN THE HIGH COURT OF BOMBAY AT GOA

FIRST APPEAL NO.164 OF 2000

Shri Nandu Ramnath Alornekar,
r/o. H.No.223/9, Housing Board Colony,
Mapusa, Goa. ..... Appellant.

V/s.

1. Kiran Vaigankar,
   son of HarischandraVaigankar,
   r/o. Sodiyem, Siolim,
   Bardez, Goa

2. Anand Ramesh Bhosle,
   r/o. Moliwado, Camurlim,
   Bardez, Goa.

3. National Insurance Co. Ltd.,
   Vaman Smruti, Mapusa, Goa.

4. Pundalik Tato Haldankar,
   r/o. Valpoi, Ambada Nagar,

5. National Insurance Co. Ltd.,
   Bicholim, Goa. ..... Respondents.

Mr. Abhay Nachinolkar, Advocate for the appellant.

Mr. J.P. Mulgaonkar, Advocate for respondents No.3 and 5.

CORAM : A.P. LAVANDE, J.

DATE : 10TH MARCH, 2005.

ORAL JUDGMENT :

Heard Mr. Nachinolkar, learned Counsel for the appellant and Mr. Mulgaonkar, learned Counsel for respondents No.3 and 5. Respondents No.1 to 4 though served, absent.

2. The appellant who is the original claimant in Claim Petition No.16/96 before the Motor Accident Claims Tribunal, Mapusa has filed this appeal on the ground that the Tribunal has not awarded interest on the compensation from the date of the application. Mr. Mulgaonkar, learned Counsel appearing for respondents No.3 and 5 has stated that respondent No.3 is agreeable to pay Rs.10,000/- by way of final settlement of the claim in the appeal towards interest payable to the appellant. Mr. Nachinolkar, learned Counsel appearing for the appellant, upon taking instructions from the appellant who is present in the Court, states that the appellant is ready and willing to accept the said amount of Rs.10,000/- in full and final settlement of the claim in appeal. Mr. Mulgaonkar states that the said amount of Rs.10,000/- shall be deposited in the Motor Accident Claims Tribunal, Mapusa within a period of six weeks from today. The statement is accepted.

3. In view of the settlement arrived at between the parties, the Award dated 7.4.2000, which is impugned in this appeal, stands

modified accordingly. The parties are directed to bear their own costs. The appeal stands disposed of in the aforesaid terms.

A.P. LAVANDE, J.

ssm.